

WHITE COUNTY BOARD MEETING
DECEMBER 13, 2004
7:00 P.M.

A special meeting of the White County Board begun and holden this 13th day of December 2004 in the Courtroom of the White County Courthouse in the City of Carmi.

Chairman Wooten called the meeting to order at 7:00 p.m.

Clerk Dozier called the roll with Nelson, Ray, Mitchell, Trout and Wooten all present.

Chairman Wooten stated that the first item on the agenda was to organize the Board. Mr. Nelson made a motion to nominate Ron Wooten as Chairman, seconded by Trout. Motion carried 4-1 on roll call vote, with Wooten abstaining. Mr. Wooten will serve until the first county board meeting in December 2006.

Chairman Wooten opened the floor for nominations for Vice Chairman. Mr. Trout made a motion to nominate Wayne Nelson as the Vice Chairman, seconded by Wooten. Motion passed 4-1 on roll call vote, with Nelson abstaining. Mr. Nelson will serve until the first county board meeting in December 2006.

Chairman Wooten asked the Board if they had received copies of the minutes of the September 11 and 30th meetings and were there any additions, changes or deletions. Mrs. Mitchell made a motion that the reading of the minutes of the previous meetings be waived and that the minutes of the previous meetings be approved as proposed in writing. Motion seconded by Ray. Motion passed 5-0 on roll call vote.

Chairman Wooten asked for approval of the payment of the current bills. Mrs. Mitchell asked Sheriff Maier if Bob Sykes uniforms were being paid for out of a grant. Sheriff Maier stated that he had not been awarded a grant, but Mr. Sykes uniforms were paid for out of the anti-crime fund rather than the general fund. Mr. Ray asked if Sheriff Maier had contacted Cherry Street Automotive for clarification on a bill. Sheriff Maier replied that the bill was not a duplicate. Sheriff Maier stated that two different vehicles had been worked on at Cherry Street and the cost of both vehicle repairs was identical and Cherry Street forwarded copies of both bills. Mr. Ray asked about a bill to Cherry Street in the amount of \$1600.00 for tires. Sheriff Maier replied that the tires for the squad cars are special speed rated tires. Sheriff Maier states that when Cherry Street orders the tires to keep in stock the County pays them as their ordered. Sheriff Maier stated that he did not feel that it was fair to ask Cherry Street to carry a special tire inventory for White County without receiving payment. Mrs. Mitchell made a motion to pay all current bills, seconded by Ray. Motion passed 5-0 on roll call vote.

Clerk Dozier stated that Insurance Audit and Inspection had contacted her office to inform the Board that the Workman's Compensation policy had been bound and the policy had been issued effective December 15, 2004.

Chairman Wooten stated that he would like to introduce the new Director of the White County Ambulance Service Mr. Charles Heflin. Mr. Heflin stated that he currently lives in Lawrenceville but will be relocating to White County. Mr. Heflin stated that he had worked as an EMT-I. Mr. Heflin stated that there was a lot of changes he would like to implement at the ambulance service, but those changes would be gradual and would not occur overnight.

Mr. Jack Bosaw, County Engineer, stated that the resurfacing of the Centerville Blacktop is complete and has been inspected and accepted by the State. He also informed the Board that the Crooked Creek Bridge project was almost complete.

Mr. Trout stated that the ambulance service report had been submitted in writing to the Board. The ambulance has billed for \$25,000.00 in runs for the month of November and their receipts collected and turned over to the Treasurer was \$17,000.00.

Chairman Wooten stated that the next 9-1-1 meeting would be held in the Courtroom at 7:00 p.m. on Monday, December 20, 2004.

Mr. Doug Maier, White County Sheriff, stated that the City/County jail was currently housing 79 inmates and 29 of those were Federal. Sheriff Maier stated that he had turned over to the Treasurer \$48,068.00 in prisoner keep, \$976.00 in work release, \$1,060.04 in inmate telephone commission and \$3,520.15 in sheriff's fees.

Chairman Wooten stated that the next item on the agenda was to accept the resignation of Bill Smith to the Enfield Cemetery Association Board. Mr. Nelson made a motion to accept Mr. Smith's resignation, seconded by Trout. Motion carried 5-0 on roll call vote.

Chairman Wooten stated that the Enfield Cemetery Association was requesting that Eddie Files be appointed to that Board to fill Mr. Smith's vacancy. Mr. Nelson made a motion to appoint Eddie Files to the Enfield Cemetery Association Board to fill Mr. Smith's vacancy, seconded by Trout. Motion passed 5-0 on roll call vote.

Chairman Wooten stated that the next item was to approve the Illinois Department of Transportation's Audit Reports 51 & 73 for Motor Fuel Tax monies beginning January 1, 2003 and ending December 31, 2003. Mrs. Mitchell made a motion to approve Audit Report 51 & 73, seconded by Nelson. Motion passed 5-0 on roll call vote.

Chairman Wooten stated that the next item on the agenda was to accept a bid on a new squad for the Sheriff's Department. Sheriff Maier explained that he had advertised for bid for a Dodge Ram 1500 4X4. Sheriff Maier stated that he had received 3 bids with the lowest being from Rice Motor in the amount of \$24,597.00. Mr. Maier stated that if they would remove the bed box it would lower the bid to \$23,897.00 and his budget contained \$23,500.00 for a vehicle. The additional \$397.00 could be paid from his sheriff contribution funds. Mrs. Mitchell asked Sheriff Maier why it was necessary to purchase a truck. The sheriff replied that Deputy Sheriff Graves was in line for the new squad and he preferred driving a truck. The truck would get about the same gas mileage as the Durango's and would be handy trash clean up on reported meth labs. Mr. Ray asked why the environmental people would not dispose of the trash and Sheriff Maier replied that they only come out to dispose of active labs and the hazard materials. Any materials such as old pop bottles used as generators, hoses, and coffee filters etc. they will not destroy. Sheriff Maier stated that sometimes this objects still have an odor and that now the officer must put them inside the automobile with them. If a truck was used for the trash pickup it could go in the bed of the truck instead of inside with the officer. Mr. Wooten asked about the cost of a new Durango. Sheriff Maier replied it would be around \$1,000.00 less. Mr. Wooten asked for a motion to accept the bid. The board did not make a motion and Mr. Wooten suggested that Sheriff Maier advertise for a different type of a vehicle.

Chairman Wooten stated that the next item on the agenda was to consider adoption of the annual maintenance resolution. The resolution is as follows:

COUNTY MAINTENANCE RESOLUTION

RESOLVED, by the County board of White county, that \$500,000.00 is appropriated from the Motor Fuel Tax allotment for the maintenance on county or State highways and meeting the requirements of the Illinois Highway Code, and be it further

RESOLVED, that maintenance sections or patrols be maintained under the provision of said Illinois Highway Code during the year ending December 31, 2005, and be it further

RESOLVED, that the County Engineer/County Superintendent of Highways shall, as soon as practicable after the close of the period as given above, submit to the Department of Transportation, on forms furnished by said Department, a certified statement showing expenditures form and balances remaining in funds authorized for expenditure by said Department under this appropriation, and be it further

RESOLVED, that the County Clerk is hereby directed to transmit two certified copies of this resolution to the district office of the Department of Transportation.

STATE OF ILLINOIS)

) ss.

White County)

I, Paula Dozier County Clerk, in and for said County, in the Sate aforesaid, and keeper of the records and files thereof, as provided by statute, do hereby certify the foregoing to e a true, perfect and complete copy of a resolution adopted by the County Board of White County at its special meeting held at the White County Courthouse on December 13, 2004.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said County at my office in Carmi in said County, this 13th day of December A.D. 2004

Paula Dozier
County Clerk

Mr. Nelson made a motion to approve the annual maintenance resolution, seconded by Trout. Motion passed 5-0 on roll call vote.

Chairman Wooten stated that the next item was to approve the load limit resolution. The resolution is as follows:

RESOLUTION

BE IT RESOLVED, by the County Board of White County, Illinois, in a special meeting held in the Court House in the City of Carmi on December 13, 2004, that a load limit be imposed on County Roads in

White County, Illinois, for a period of ninety (90) days. This resolution becomes effective upon publication of same as road conditions warrant. The load limit shall be as follows:

2 Axle Trucks = 16,000 lbs. – Gross Vehicle Weight
3 Axle Trucks = 24,000 lbs. – Gross Vehicle Weight
4 Axle Trucks = 32,000 lbs. – Gross Vehicle Weight
5 Axle Trucks = 40,000 lbs. – Gross Vehicle Weight

Call for Aye and/or Nay vote:

Nelson:	Aye	Trout:	Aye
Ray:	Aye	Wooten:	Aye
Mitchell:	Aye		

State of Illinois)) ss
White County)

I, PAULA DOZIER, Clerk of the County Court and Ex-Officio Clerk of the County Board within and for the county and State aforesaid, do hereby certify that the within and foregoing is a true and correct copy of the Resolution passed by the County Board of White County Illinois, at Carmi, held on the 13th day of December, A.D., 2004.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this 13th day of December 2004.

Paula Dozier
County Clerk and Ex-Officio Clerk
Of the County Board of White

Mr. Ray made a motion to approve the load limit resolution, seconded by Nelson. Motion carried 5-0 on roll call vote.

Chairman Wooten stated that the next item on the agenda was to appoint Richard Winter as Commissioner to the Randolph Drainage District #1 for a term ending the first Tuesday in September 2007. Mrs. Mitchell made a motion to appoint Richard Winter, seconded by Nelson. Motion carried 5-0 on roll call vote.

Chairman Wooten asked the Board to consider the appointment of Daniel L. Harris as Commissioner of the Granny Tweedle Levee District for a term ending the first Tuesday of September 2007. Mr. Trout made a motion to appoint Daniel Harris, seconded by Ray. Motion passed 5-0 on roll call vote.

Chairman Wooten asked the Board to consider the appointment of John L. Campbell as Commissioner of the Granny Tweedle Levee District for a term ending the first Tuesday of September 2005. Mr. Trout made a motion to appoint John Campbell, seconded by Mitchell. Motion carried 5-0 on roll call vote.

Chairman Wooten asked the Board to consider the appointment of Richard Doshier as Commissioner to the Mill Shoals Drainage District #3 for a term ending the first Tuesday in September 2007. Mr. Nelson made a motion to appoint Richard Doshier, seconded by Trout. Motion passed 5-0 on roll call vote.

Chairman Wooten asked the Board to consider the appointment of Clarence Kern as Commissioner to the Hawthorne Drainage District #2 for a term ending the first Tuesday in September 2007. Mr. Trout made a motion to appoint Mr. Kern, seconded by Ray. Motion carried 5-0 on roll call vote.

Chairman Wooten asked that item 18 on the agenda (the amendment of the ordinance creating the ambulance service) be moved below item 21 on the agenda. Mrs. Mitchell made a motion to move item 18 after item 21 on the agenda, seconded by Trout. Motion passed 5-0 on roll call vote.

Scott Webb, White County State's Attorney, asked the Board to approve the annual resolution for White County to participate the State's Attorneys Appellate Prosecutor Service. Mr. Webb explained that this service was very valuable to smaller counties because they would handle all appeals for White County. They would also help the State's Attorneys office with research and fill in if the State's Attorney had a conflict of interest. The resolution is as follows.

RESOLUTION

WHEREAS, the Office of the State's Attorneys Appellate Prosecutor was created to provide services to State's Attorneys in Judicial Districts containing less than 3,000,000 inhabitants; and,

WHEREAS, the powers and duties of the Office of the State's Attorneys Appellate Prosecutor are defined and enumerated in the "State's Attorneys Appellate Prosecutor's Act", 725 ILCS 210/1 et. Seq., as amended; and,

WHEREAS, the Illinois General Assembly appropriates monies for the ordinary and contingent expenses of the Office of the State's Attorneys Appellate Prosecutor, one-third from the State's Attorneys Appellate Prosecutor's County Fund and two-thirds from the General Revenue Fund, provided that such funding receives county approval and support from within the respective Judicial districts eligible to apply; and,

WHEREAS, the Office of the State's Attorneys Appellate Prosecutor shall administer the operation of the appellate offices so as to insure that all participating State's Attorneys continue to have final authority in preparation, filing, and arguing of all appellate briefs and any trial assistance; and,

WHEREAS, the Office of the State's Attorneys Appellate Prosecutor and the Illinois General Assembly have reviewed and approved a budget for Fiscal Year 2005, which funds will provide for the continued operation of the Office of the State's Attorneys Appellate Prosecutor.

NOW THEREFORE, BE IT RESOLVED that the White County Board, in regular session, this 13th day of December, 2004 does hereby support the continued operation of the Office of the State's Attorneys Appellate Prosecutor, and designates the Office of the State's Attorneys Appellate Prosecutor as its Agent to administer the operation of the appellate offices and process said appellate court cases for this County.

BE IT FURTHER RESOLVED that the attorneys employed by the Office of the State's Attorneys Appellate Prosecutor are hereby authorized to act as Assistant State's Attorneys on behalf of the State's Attorneys of this county in the appeal of all cases, when requested to do so by the State's Attorney, and with the advice and consent of the State's Attorney prepare, file, and argue appellate briefs for those cases; and also, as may be requested by the State's Attorney, to assist in the prosecution of cases under the Illinois Controlled Substances Act, the Cannabis Control Act, the Drug Asset Forfeiture Procedure Act and the Narcotics Profit Forfeiture Act. Such attorneys are further authorized to assist the State's Attorney in the State's Attorney's duties under the Illinois Public Labor Relations Act, including negotiations thereunder, as well as in the trial and appeal of tax objections.

BE IT FURTHER RESOLVED that the attorneys employed by the Office of the State's Attorneys Appellate Prosecutor may also assist State's Attorneys in the discharge of their duties in the prosecution and trial of other cases, and may act as Special Prosecutor if duly appointed to do so by a court having jurisdiction.

BE IT FURTHER RESOLVED that the White County Board hereby agrees to participate in the service program of the Office of the State's Attorneys Appellate Prosecutor for Fiscal Year 2005, commencing December 1, 2004, and ending November 30, 2005, by hereby appropriating the sum of \$7,000.00 for the express purpose of providing a portion of the funds required for financing the operation of the Office of the State's Attorneys Appellate Prosecutor, and agrees to deliver the same to the Office of the State's Attorneys Appellate Prosecutor on request during the Fiscal Year 2005.

Passed and adopted by the County Board of White County, Illinois, this 13th day of December 2004.

Ron Wooten
Chairman

Attest:

Paula Dozier
County Clerk

Mr. Trout made a motion to approve the resolution for White County to participate in the State's Attorneys Appellate Prosecutor Service for fiscal year 2005 in the amount of \$7,000.00. Motion seconded by Nelson. Motion passed 5-0 on roll call vote.

Mr. Nelson made a motion to go into Executive Session for the purpose of collective bargaining between the White County Highway Department and Laborers Local 1197 and also to discuss ambulance personnel. Motion seconded by Trout. Motion passed 5-0 on roll call vote.

Mrs. Mitchell made a motion to come out of Executive Session, seconded by Ray. Motion passed 5-0 on roll call vote.

Mr. Nelson made a motion that items on the agenda amending the ordinance creating the ambulance service (item 18) and the approval of amended job descriptions for ambulance personnel (item 21) be tabled until the January 10th meeting. Also that the ambulance committee have the authorization to appoint an interim Director to the Ambulance Service in the event the current Director is unable to serve in that capacity between now and the January meeting date. Motion seconded by Trout. Motion carried 5-0 on roll call vote.

Mr. Ray stated that he had another question about the liability insurance and terrorism coverage. Mr. Ray stated that it looked as if filing a claim for terrorism is very difficult. Mr. Wooten explained that White County had declined that coverage because it would be an additional \$1500.00 in premium. Mr. Ray stated that he agreed with that decision.

Chairman Wooten stated that the next meeting would be held on Monday, January 10, 2005 because the township caucuses must be held on Tuesday, January 11, 2005.

Mr. Ray made a motion to adjourn, seconded by Nelson. Motion passed 5-0 on roll call vote.